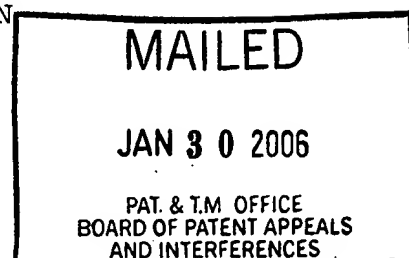


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCE

Ex parte QUENTIN J. CLARK, LARA N. DILLINGHAM, JUSTIN GRANT,
BOYD C. MULTERER, ORI M. AMIGA, KENT S. SCHLIITER,
ROGER W. SPRAGUE, ALEXANDER M. SUTTON
and DANIEL T. TRAVISON

Application 09/606,383



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on January 06, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing are identified below.

On August 2, 2001, appellants filed an Information Disclosure Statement (IDS). It is not clear from the record whether the examiner considered the IDS or whether the examiner notified appellants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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Furthermore, the Examiner's Answer of April 6, 2005, does not comply with the headings as set forth in the new rules under 37 CFR § 41.37(c). Correction is required.

Accordingly, it is ORDERED that the application is return to the Examiner to:

- 1) consider the Information Disclosure Statements filed August 2, 2001;
- 2) provide appropriate written notification by the examiner to appellants of such consideration;
- 3) to have a copy of the consideration of the Information Disclosure Statement scanned into the record;

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- 4) to submit a revised Examiner's Answer in compliance with the new rules effective September 13, 2004; and
- 5) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCE



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CRF/pgc

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